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PATENT APPLICATION

ATTORNEY DOCKET NO. 200309085-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): **David Andrew Thomas**

Confirmation No.: 1203

Application No.: 10/678,936

Examiner: Minh Dinh

Filing Date: June 28, 2007

Group Art Unit: 2132

Title: **METHOD AND SYSTEM FOR FILE DOWNLOADS TO PORTABLE COMPUTING DEVICES**

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, Sept. 18, 2007, rejecting the following claims 1-10, 28-37 and 55-58

☒ The fee for filing this Notice of Appeal is \$510.00 (37 CFR 41.20).

☐ No Additional Fee Required.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☒ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month
\$120

☐ 2nd Month
\$460

☐ 3rd Month
\$1050

☐ 4th Month
\$1640

☐ The extension fee has already been filed in this application

☐ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **08-2025** the sum of \$ 510.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

Date: JAN 18, 2008

Respectfully submitted,

David Andrew Thomas

By

Patrick C. Keane
Patrick C. Keane

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Reg No. : 32,858

Date : January 18, 2008

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I hereby certify that this document is being filed by personal delivery to the Customer Service Window Randolph Building, 401 Dulany Street Alexandria, VA 22314, of the United States Patent & Trademark Office on the date indicated above.

By:

Patrick C. Keane Reg No 32,858
(Attorney Signature and Reg. No.)